

BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

JOHN F. KREMPEN, M.D.

Holder of License No. 8444
For the Practice of Allopathic Medicine
In the State of Arizona

Case No. MD-04-1403

**CONSENT AGREEMENT FOR
LETTER OF REPRIMAND AND
PROBATION**

CONSENT AGREEMENT

By mutual agreement and understanding, between the Arizona Medical Board ("Board") and John F. Krempen, M.D. ("Respondent"), the parties agreed to the following disposition of this matter.

1. Respondent acknowledges that he has read and understands this Consent Agreement and the stipulated Findings of Fact, Conclusions of Law and Order ("Consent Agreement"). Respondent acknowledges that he has the right to consult with legal counsel regarding this matter and has done so or chooses not to do so.

2. Respondent understands that by entering into this Consent Agreement, he voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Consent Agreement in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Consent Agreement.

3. Respondent acknowledges and understands that this Consent Agreement is not effective until approved by the Board and signed by its Executive Director.

4. All admissions made by Respondent are solely for final disposition of this matter and any subsequent related administrative proceedings or civil litigation involving the Board and Respondent. Therefore, said admissions by Respondent are not intended or made for any other use, such as in the context of another state or federal government

1 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
2 any other state or federal court.

3 5. Respondent acknowledges and agrees that, although the Consent
4 Agreement has not yet been accepted by the Board and issued by the Executive Director,
5 upon signing this agreement, and returning this document (or a copy thereof) to the
6 Board's Executive Director, Respondent may not revoke the acceptance of the Consent
7 Agreement. Respondent may not make any modifications to the document. Any
8 modifications to this original document are ineffective and void unless ~~mutually approved~~
9 by the parties.

10 6. Respondent further understands that this Consent Agreement, once
11 approved and signed, is a public record that may be publicly disseminated as a formal
12 action of the Board and will be reported to the National Practitioner Data Bank and to the
13 Arizona Medical Board's website.

14 7. If any part of the Consent Agreement is later declared void or otherwise
15 unenforceable, the remainder of the Consent Agreement in its entirety shall remain in force
16 and effect.

17 8. ***Respondent has read and understands the condition(s) of probation.***

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22 JOHN F. KREMPEN, M.D.
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DATED: 

1 **FINDINGS OF FACT**

2 1. The Board is the duly constituted authority for the regulation and control of
3 the practice of allopathic medicine in the State of Arizona.

4 2. Respondent is the holder of license number 8444 for the practice of
5 allopathic medicine in the State of Arizona.

6 3. In September 2004 Respondent requested that the Board lift his practice
7 restriction, dated June 10, 1999. Upon receipt of Respondent's request Board staff asked
8 Respondent to provide copies of his CME certificates for the years 2001, 2002 and 2003.
9 Respondent admitted to not obtaining any CME since 2000 because he was attending
10 college to earn a Masters of Business Administration ("MBA").

11 4. Respondent is required to obtain 40 hours of continuing medical education
12 ("CME") during the two calendar years preceding biennial registration. A.R.S. § 32-1434,
13 A.A.C. R4-16-101(A).

14 5. Respondent made a false statement on his 2003 license renewal application
15 by signing under penalty and perjury that he had acquired the 40 hours of CME required to
16 renew his license.

17 **CONCLUSIONS OF LAW**

18 1. The Board possesses jurisdiction over the subject matter hereof and over
19 Respondent.

20 2. The conduct and circumstances described above constitute unprofessional
21 conduct pursuant to A.R.S. § 32-1401(27)(s)("[v]iolating or attempting to violate, directly or
22 indirectly, or assisting in or abetting the violation of or conspiring to violate any provision of
23 this chapter.")

24 3. The conduct and circumstances described above constitute unprofessional
25 conduct pursuant to A.R.S. § 32-1434(A)("[a] person who holds an active license to

1 practice medicine in this state shall satisfy a continuing medical education requirement
2 which is designed to provide the necessary understanding of current development, skills,
3 procedures or treatment related to the practice of medicine in such amount and during
4 such period as the board established by rule and regulation.”)

5 **ORDER**

6 IT IS HEREBY ORDERED THAT:

7 1. Respondent is issued a Letter of Reprimand for failing to complete the
8 required continuing medical education and for providing false information to the Board on
9 his renewal application.

10 2. Respondent is placed on Probation for one year with the following terms and
11 conditions:

12 A. Continuing Medical Education

13 Respondent shall within 90 days of the effective date of this Order obtain 10
14 hours of Board Staff pre-approved Category I Continuing Medical Education (“CME”) in
15 ethics and provide Board staff with satisfactory proof of attendance. The CME hours shall
16 be in addition to the hours required for biennial renewal of medical license.

17 B. Obey All Laws

18 Respondent shall obey all state, federal and local laws, all rules governing the
19 practice of medicine in Arizona, and remain in full compliance with any court order criminal
20 probation, payments and other orders.

21 C. Tolling

22 In the event Respondent should leave Arizona to reside or practice outside the
23 State or for any reason should Respondent stop practicing medicine in Arizona,
24 Respondent shall notify the Executive Director in writing within ten days of departure and
25 return or the dates of non-practice within Arizona. Non-practice is defined as any period of

1 time exceeding thirty days during which Respondent is not engaging in the practice of
2 medicine. Periods of temporary or permanent residence or practice outside Arizona or of
3 non-practice within Arizona, will not apply to the reduction of the probationary period.

4 3. This Order is the final disposition of case number MD-04-1403.

5 DATED AND EFFECTIVE this 26 day of August, 2005.

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7 [SEAL]



ARIZONA MEDICAL BOARD

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10 By

TIMOTHY C. MILLER, J.D.
Executive Director

11 ORIGINAL of the foregoing filed this
12 21st day of August, 2005 with:

13 Arizona Medical Board
14 9545 E. Doubletree Ranch Road
15 Scottsdale, AZ 85258

16 EXECUTED COPY of the foregoing mailed
17 this 21st day of August, 2005 to:

18 John F. Krempen, M.D.
19 Address of Record

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Quality Assurance